CR2009-109756-003 DT

08/11/2009

CLERK OF THE COURT

COMMISSIONER PHEMONIA L. MILLER

A. Helm Deputy

STATE OF ARIZONA

MICHAEL A ANDERSON

v.

JOSE ANGEL HERNANDEZ-RAMIREZ (003)

DOB: 5/19/1984

JENNIFER L WILLMOTT

APO-SENTENCINGS-CCC

APPEALS-CCC

CITS - CCC SPANISH

DISPOSITION CLERK-CSC

RFR

VICTIM SERVICES DIV-CA-CCC

9:11 a.m.

Courtroom CCB802

State's Attorney: John Dosdall Defendant's Attorney: Jennifer Willmott

Defendant: Present

Interpreter: Martin Hernandez

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 Kidnapping

Docket Code 109 Form R109B-04 Page 1

CR2009-109756-003 DT

08/11/2009

Class 2 Felony

A.R.S. § 13-1304, 13-1301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 13-702.01, and 13-801

Date of Offense: 2/5/2009

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 3 years

To begin 8/11/2009.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning on a date to be determined.

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$20.00.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 18 - Not have any contact with the victim(s) whatsoever, unless approved in writing by the Adult Probation Department.

Condition 19 - Count 1: Complete 200 hours of approved community restitution at a minimum rate of 20 hours per month beginning as directed in writing by the Adult Probation Department.

CR2009-109756-003 DT

08/11/2009

Condition 20 - Not remain in or return to the United States illegally if deported or processed through voluntary departure.

IT IS ORDERED granting the Motion To Dismiss the following: all remaining counts.

IT IS FURTHER ORDERED Defendant be released from custody for this case only.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

IT IS FURTHER ORDERED that Defendant must report to the Adult Probation Department within 72 hours after release if not deported.

The Court is informed that the convicted person is an alien or suspected alien and that a staff member with the Adult Probation Department has conducted the requisite electronic inquiry as to the person's citizenship status and has informed the Court of those findings.

9:22 a.m. Matter concludes.

CR2009-	109756-	003	DT
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08/11/2009

Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER PHEMONIA L. MILLER JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)